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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA

10 Hon. CATHY ANN BENCIVENGO

11 UNITED STATES OF AMERICA,) Case No. 07CR2531W
12 Plaintiff,) Mag. No. 07MJ2362
13 v.) NOTICE OF HEARING ON
14 PADILLA et. al.,) MOTION FOR VIDEOTAPE
15) DEPOSITION AND SUBSEQUENT
16 Defendants.) VOLUNTARY DEPARTURE OF
) MATERIAL WITNESS
) DATE: November 29, 2007
) TIME: 9:30 A. M.
) DEPT: Bencivengo
17

18 TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD

19 PLEASE TAKE NOTICE that on November 29, 2007 at the UNITED
20 STATES DISTRICT COURT located at 940 Front Street, San Diego, CA
21 92101 before the above-named Judge at 9:30 A. M. or as soon
22 thereafter as the matter may be heard, the material witness OTONIEL
23 MENDOZA ARREOLA will move the Court for an Order that he be
24 subjected to a videotape deposition prior to trial and subsequent
25 voluntary departure.

26 This motion will be based on 18 U.S.C. 3144 in that the
27 witness' testimony can be adequately secured by deposition and
28 further detention is not necessary to prevent a failure of justice.

1 This motion is further based on this notice of motion, the
2 memorandum of points and authorities and declaration of Jonathan
3 David Frank filed herewith, and as such other and further evidence
4 as may be presented at the hearing of the motion.

Respectfully submitted,

7 DATED: November 15, 2007

/s/ _____
JONATHAN DAVID FRANK,
Attorney for Material Witnesses